IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 976 OF 2004
IN
APPEAL FROM ORDER NO. 124 OF 2005

Ashok Murlidhar Dhotre & anr. ... Applicants.
Versus.
Murlidhar G.Dhotre. ... Respondent.

Ms.Vidhya Vyavahare i/by Shri R.D.Sawant for the Applicants.

CORAM : ABHAY S. OKA, J.
DATED : 15th March, 2005.

P.C.:

1. Rule.

2. Heard the learned Counsel appearing for the Applicants. Notice of Motion taken out by the Respondents was made absolute in terms of prayer clauses (a) and (b). From paragraph 3 of the impugned order, prima facie it appears to me that the consent of the Advocate for the Appellants was confined to prayer clause (a) of the Notice of Motion. Prayer clause (b) is for directing the Appellant/Defendant No.1 to be detained in custody of the Police Station. Hence a case is made out for grant of stay so far as prayer clause (b) of the Notice of Motion is concerned. Till further orders the impugned Judgment and Order in so far as it relates to the grant of prayer clause (b) in Notice of Motion No.3281 of 2002 will remain stayed.

3. Parties to act on an authenticated copy of this order.

Judge.